

EXHIBIT D

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ORACLE AMERICA, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ORACLE AMERICA, INC.

Plaintiff,

v.

GOOGLE, INC.

Defendant.

Case No. CV 10-03561 WHA

**ORACLE AMERICA ADR
CERTIFICATION BY PARTY AND
COUNSEL**

1 Pursuant to Civil L.R. 16-8(b) and ADR L.R. 3-5 (b), each of the undersigned certifies
2 that he or she has:

3 (1) Read the handbook entitled "Dispute Resolution Procedures in the Northern District of
4 California" on the Court's ADR Internet site www.adr.cand.uscourts.gov (Limited printed copies
5 are available from the clerk's office for parties in cases not subject to the court's Electronic Case
6 Filing program (ECF) under General Order 45);

7 (2) Discussed the available dispute resolution options provided by the Court and private
8 entities; and

9 (3) Considered whether this case might benefit from any of the available dispute
10 resolution options.

11
12 Dated: October 27, 2010

By: /s/ Matthew M. Sarboraria
For Plaintiff
ORACLE AMERICA, INC.

13
14
15 Dated: October 27, 2010

By: /s/ Marc David Peters
Counsel to Plaintiff
ORACLE AMERICA, INC.

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17
18 **Attestation of Concurrence**

19 I, Marc David Peters, as the ECF user and filer of this document, attest that concurrence in
20 the filing of this document has been obtained from each of the above signatories.

21
22 Dated: October 27, 2010

By: /s/ Richard S. Ballinger
Counsel to Plaintiff
ORACLE AMERICA, INC.